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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ORACLE USA, INC.; a Colorado corporation; ORACLE AMERICA, INC.; a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, v. RIMINI STREET, INC., a Nevada corporation; and SETH RAVIN, an individual, Defendants.	**Case No. 2:10-cv-0106-LRH-VCF** **DECLARATION OF DAVID R. KOCAN IN SUPPORT OF ORACLE'S MOTION FOR LEAVE TO FILE ADDITIONAL PAGES (L.R. 7-3)**

I, David R. Kocan, declare as follows:

1.   I am an attorney admitted to practice law in the State of California and before the Court in this action *pro hac vice*. I am an associate at Morgan, Lewis & Bockius LLP, counsel of record for Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation (collectively "Oracle") in this action. I have personal knowledge of the facts stated below and could and would testify to them if called upon to do so.

2.   Attached as Exhibit 1 is a true and correct copy of the letter sent by Oracle's outside counsel, Zachary Hill, to Rimini's outside counsel, Eric Vandevelde on January 31, 2019.

3.   Attached as Exhibit 2 is a true and correct copy of the letter sent by Rimini's outside counsel, Eric Vandevelde, to Oracle's outside counsel, Zachary Hill, on February 7, 2019.

4.   Attached as Exhibit 3 is a true and correct copy of the email sent by Rimini outside counsel, Casey McCracken, to Oracle's outside counsel on March 20, 2020.

5.   Attached as Exhibit 4 is a true and correct copy of Rimini's Fourth Supplemental Response to Oracle's Supplemental Interrogatory No. 5.

6.   On December 23, 2019, Rimini produced an export of its AFW database that is 14.5 GB and contains 3,917,979 individual records.

7.   The AFW database records associated with Rimini's TransferFiles program total 5,975 pages when converted to PDF.

8.   Since July 12, 2019, Rimini has produced at least 10,588 individual AFW log files.

9.   The AFW log file "███████████████████████████████," which Rimini produced on October 9, 2019 under the Bates number RSI007300176, is at least 97 pages when converted to PDF.

10.   As of April 2, 2020, Rimini's web-based development tracking tool, ███, ████████████████.

11.   As of April 2, 2020, Rimini's web-based tool that it uses to track the testing of updates, ███████████████.

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1   12.   Attached as Exhibit 5 is a true and correct PDF copy of ██ record ████████,

2   which was introduced as Exhibit 1844 during the January 17, 2020 deposition of Rimini's Rule

3   30(b)(6) Corporate Representative, Craig Mackereth ("Mackereth Depo").

4   13.   Attached as Exhibit 6 is a true and correct PDF copy of ████████████,

5   which was introduced as Exhibit 1838 during the Mackereth Depo.

6   14.   The source code file "████████████," which Rimini produced as Bates

7   number RSI007600179, is 275 pages when converted to PDF.

8   15.   When converted to PDF, Exhibit D-3 to Rimini's Fourth Supplemental Response

9   to Oracle's Supplemental Interrogatory No. 5 is 512 pages.

10   16.   Based on a careful analysis, Oracle estimates in good faith that 700 pages of

11   evidentiary exhibits will be needed to support its OSC Motion.

12   17.   On average, the opening and opposition summary judgment motions in *Rimini II*

13   (*i.e.*, *Rimini II*, ECF Nos. 881, 888, 898, 910, 916, 930, 956, 967, 979, 995, 1026, 1038, 1065,

14   1085) were 28.78 pages long and supported by 1,678 pages of exhibits.

15   I declare under penalty of perjury under the laws of the United States that the foregoing is

16   true and correct and that this declaration is executed at San Francisco, California, on April 27,

17   2020.

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19   Dated: April 27, 2020   /s/ David R. Kocan
                                                            David R. Kocan

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DECLARATION OF DAVID R. KOCAN IN SUPPORT OF ORACLE'S MOTION FOR LEAVE TO
FILE ADDITIONAL PAGES (L.R. 7-3)

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CERTIFICATE OF SERVICE

2   I hereby certify that on April 27, 2020, I electronically transmitted the foregoing

3   **DECLARATION OF DAVID R. KOCAN IN SUPPORT OF ORACLE'S MOTION FOR**

4   **LEAVE TO FILE ADDITIONAL PAGES (L.R. 7-3)** to the Clerk's Office using the CM/ECF

5   System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all

6   counsel being registered to receive Electronic Filing.

7
                                    MORGAN, LEWIS & BOCKIUS LLP
8   DATED: April 27, 2020

9   By: /s/ John A. Polito
                                                John A. Polito
10

11   Attorneys for Plaintiffs Oracle USA, Inc., Oracle
                                     America, Inc. and Oracle International
12   Corporation

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DECLARATION OF DAVID R. KOCAN IN SUPPORT OF ORACLE'S MOTION FOR LEAVE TO
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